**IN THE HIGH COURT OF JUDICATURE AT PATNA**

**Cr.Misc. No.30870 of 2008**

**SACHIDANAND PRASAD @ SACHIDANAND, SON OF LATE MANNU RAM NISAD, RESIDENT OF SADIKPUR, MACHHUA TOLI, P.S. ALAMGANJ, DISTRICT-PATNA.**
**-PETITIONER**

**Versus**

**THE STATE OF BIHAR -OPP.PARTY**

3 12.11.2008 The first information report is dated 22nd May, 1997. In the first information report petitioner has been alleged to be the assailant. On 30th May, 1997 an arrest warrant was issued against the petitioner. The case diary suggest that on 02nd June, 1997 an attempt was made to execute the warrant of arrest. However, the case diary does not suggest where such attempt was made. On 03rd June, 1997, the investigation was transferred to C.I.D. On 10th March, 1999, C.I.D. returned investigation to the Bihar Police with certain advices. On 02nd March, 2006 an attempt was made to execute the warrant of arrest at the residence of the petitioner when it transpired that the petitioner remains outside the State most of the time for the purpose of his business. The case diary suggest that once again an attempt was made to execute the warrant of arrest on 04th August, 2006 at the residence of the petitioner when the same was

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found under lock and key. Petitioner contends that he is a business man and has got two shops in the Patna City itself. Taking into account these factors, the application for bail of the petitioner is allowed with a condition that on every Monday, at 10.30 A.M petitioner shall, leaving aside all his work, attend the Investigating Officer for at least two months in order to expedite the investigation.

On the condition as above and also on the conditions laid down in Section 438(2) of the Code of Criminal Procedure, let the petitioner, in the event of his arrest or surrender within six weeks from today, be enlarged on bail on his furnishing bonds of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of the Additional Chief Judicial Magistrate, Patna City, in Alamganj P.S. Case no. 121 of 1997.

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(Barin Ghosh, J.)

AAhmad